IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 21ST AUGUST 2007 / 30TH SRAVANA 1929

Bail Appl..No. 5084 of 2007()

CMP.2330/2007 of J.M.F.C.,PEERUMEDU

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CRIME NO.21/2007 OF FOREST RANGE, THEKKADY

PETITIONER : 1ST ACCUSED:

PERIYA KARUPPAYYA, S/O.RAMAYYA,
KEEZHA THERUVA, KALLOOR VILLAGE,
THIRUMAYAM TALUK, PUTHUKOTTAI DISTRICT.

BY ADV. SRI.T.A.UNNIKRISHNAN
SRI.K.SATHEESH KUMAR

RESPONDENTS: COMPLAINANT:

STATE OF KERALA REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR ADV.SRI.S.U.NAZER

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 21/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

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B.A.No.5084 of 2007

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Dated this the 21st day of August, 2007

ORDER

Application for regular bail. Petitioner is the first accused. Crime has been registered under the provisions of Wild life (Protection) Act. The crux of the allegations is that the petitioner along with co-accused was found to be in possession of tiger skin in violation of the provisions of the Wild life (Protection) Act. The petitioner was arrested on 3.08.07. He continues in custody from that date. The learned counsel for the petitioner submits that the petitioner is absolutely innocent. Even accepting the allegations raised by the prosecution, what was seized was not genuine tiger skin at all. It was the skin of some other animal painted fraudulently to make it appear to be the skin of a tiger.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioner can now be enlarged on bail subject to appropriate conditions.

3. In the result, this petition is allowed. The petitioner

shall be released on bail on the following terms and conditions:

i) The petitioner shall execute a bond for Rs.50,000/- (Rupees fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

iii) The petitioner shall make himself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays, for a period of three months. Thereafter, he shall make himself available for interrogation as and when directed by the investigating officer in writing to do so.

(R.BASANT, JUDGE)

sj